

**MILITARY PENSIONS (AMENDMENT) DECREE 1975****Decree No. 13**

[12th March 1975]

Commence-  
ment.

THE FEDERAL MILITARY GOVERNMENT hereby decrees as follows:—

1. The Military Pensions Act (as amended by the Military Pensions (Amendment) Decree 1972) is hereby amended as follows, that is—

Amendment  
of Cap. 119,  
1972 No. 18.

(a) in section 7 (3) thereof, by the substitution for the semicolon at the end of paragraph (a) of a colon and the insertion of the following proviso thereto, that is—

“Provided that where an other rank had been demobilised from the Military Forces of Nigeria before 1st January 1947 or had been discharged therefrom after that date and had subsequently been re-engaged in the said Forces between 27th May 1967 and 15th January 1970, the period of qualifying military service shall be ten years; and in calculating that period, military service on demobilisation or discharge as aforesaid shall be continuous with military service after 27th May 1967;”;

(b) For paragraph (A) of the proviso to subsection (1) of section 15 there shall be substituted the following new paragraph:—

(A) A pension shall not be payable under this subsection at any time in respect of more than six children but where the number of children is less than six the total pension payable in respect of the children shall not be less than one sixth of the annual pensionable emoluments of the deceased officer or other rank and such pension shall be shared equally among the children in respect of whom the pension is granted.”;

(c) immediately after subsection (2) of section 15 thereof, there shall be inserted the following new subsection, that is—

“(3) In this section, the expression “good character” means such character as is, in the opinion of the Head of Federal Military Government, consistent with that of a person who conscientiously discharges his legal and moral responsibility, in particular, to the family of the deceased and for the maintenance of his reputation and, generally, to Nigeria as a whole.”

2. Notwithstanding the provisions of the Pensions and Gratuities (War Service) Decree 1969, the minimum annual pension to be paid to any serviceman pursuant to the provisions of that Decree shall, as from the date of commencement of that Decree, be ₦120.

Minimum  
pension  
payable  
under 1969  
No. 49.

Citation.

3. This Decree may be cited as the Military Pensions (Amendment) Decree 1975.

MADE at Lagos this 12th day of March 1975.

GENERAL Y. GOWON,  
*Head of the Federal Military Government,  
Commander-in-Chief of the Armed Forces,  
Federal Republic of Nigeria*

EXPLANATORY NOTE

*(This note does not form part of the above Decree but  
is intended to explain its effect)*

The Decree, among other things, makes it possible for pensions to be paid to ex-servicemen who were re-engaged during the Civil War and (in accordance with what already obtains for civilians) stipulates that the minimum pension payable to servicemen shall be ₦120 per annum.